IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.45573 of 2008
NARESH PRASAD YADAV @ NARESH YADAV
Versus
STATE OF BIHAR
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2 26/11/2008 Heard counsel for the petitioner and counsel for the State.

Earlier prayer for bail of the petitioner was rejected on merit on 4.12.2007 in Cr. Misc. No. 37213 of 2007 (Annexure-1).

This Court taking into account that the petitioner is facing prosecution under section 136 of the Electricity Act and was in judicial custody since 17.2.2007, had made an observation that the petitioner would renew his prayer for bail after a period of six months, if for any reason the trial is not concluded.

Counsel for the petitioner would submit that till date only charges have been framed and the trial in fact has not been commenced till date and there is no possibility of disposal of the case at an early date.

Considering the fact that the petitioner has remained in custody for more than 21 months, this Court would

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direct that the petitioner, namely, Naresh Prasad Yadav @ Naresh yadav shall be released on bail on furnishing bail bonds of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of Sri S.K.Dewedi, J.M.Ist Class, Nawada in Akbarpur P.S.Case No. 19 of 2007. One of the sureties of the petitioner must be a government servant.

(Mihir Kumar Jha, J.)

Abhay Kumar

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